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Message Text

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PAGE 01 KINSHA 03046 131634 Z

41
ACTION L-03

INFO OCT-01 AF-10 ADP-00 AID-20 EB-11 AGR-20 IGA-02 RSR-01

RSC-01 /069 W
---------- 063877
R 131610 Z APR 73
FM AMEMBASSY KINSHASA
TO SECSTATE WASHDC 2912

C O N F I D E N T I A L KINSHASA 3046

E. O. 11652: GDS
TAGS: AID
SUBJECT: PL-480 AGREEMENT SIGNED MARCH 14, 1973

REF: STATE 68182

1. UNDER THE CONSTITUTION AND LAWS OF THE REPUBLIC OF ZAIRE THE OFFICIAL ENGLISH EQUIVALENT OF " GOVERNMENT" OF ROZ IS " THE NATIONAL EXECUTIVE COUNCIL OF THE REPUBLIC OF ZAIRE". THEREFORE UNDER ZAIRIAN LAW, THE ENGLISH WORD " GOVERNMENT" AND THE FRENCH TRANSLATION " GOUVERNEMENT" ARE NO LONGER PERMITTED TO BE USED IN CONNECTION WITH ROZ. IN THIS CONNECTION SEE NOTE OF ZAIRIAN EMB WASHINGTON TO DEPT NO. AW/05862/916 POL DATED OCT 17, 1972. THUS, THERE IS NOT QUESTION THAT, UNDER ZAIRIAN LAW AGREEMENT REFTEL SIGNED ON MARCH 14, 1973 IS A GOVERNMENT TO GOVERNMENT AGREEMENT.

2. RE PARA 4 REFTEL, AGREEMENT NOT RPT NOT SUBJECT TO BEING MISCONSTRUED AS BEING BETWEEN USG ON ONE HAND AND " DISTINCT INDIVIDUALS OR GOVERNING ORGANS OF OTHER GOVERNMENTS" SINCE THE NATIONAL EXECUTIVE COUNCIL OF THE REPUBLIC OF ZAIRE IS AS STATED ABOVE THE GOVERNMENT OF THE REPUBLIC OF ZAIRE.

3. BELIEVE IT WOULD BE COUNTERPRODUCTIVE, TO PUT IT MILDLY, IF WE WERE TO GIVE ZAIRIANS IMPRESSION WE CHALLENGE THEIR SOVEREIGN RIGHT TO DENOMINATE GOVERNMENT AS THEY SEE FIT EVEN IF THIS MEANS CALLING IT THE NATIONAL EXECUTIVE
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COUNCIL OF THE REPUBLIC OF ZAIRE.
VANCE

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*** Current Handling Restrictions *** n/a
*** Current Classification *** CONFIDENTIAL

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Draft Date: 13 APR 1973
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Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: garlanwa
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
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Disposition Reason:
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Review Comment: n/a
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